

DAS

Mr. Patrick Fagundes
Palm Dairy
22901 Road 28
Tulare, CA 93274

RECEIVED

March 25, 2009

APR - 1 2009

Ms Polly Lowry
Central Valley Water Board
1685 E Street
Fresno, CA 93706

FWQCB-CVR
FRESNO, CALIF.

Dear Ms Lowry,

I am a dairyman. My dairy, Palm Dairy, is located at 20303 Road 140 in Tulare, CA. I am writing this letter to you in response to the letter that I received from the CA Regional Water Quality Control Board concerning the Notice for a Tentative Order Amending of Order No, R5-2007-0035 (Waste Discharge Requirements General Order for Existing Milk Cow Dairies).

Please accept this letter as a request on my part that the Central Water Quality Board act in favor with regards to both the adoption of the proposed due date change for elements of the WMP from July 1st, 2009 to July 1st, 2010 and also for the changing of the required date for the report on the status of modifications being made to implement the WMP from July 1st, 2010 to December 31st, 2010.

It has always been of great importance to me that I fully satisfy the requirements of the California Regional Water Quality Control Board with regards to my dairy. However, with these last months of extremely low milk prices I am finding it harder and harder to be able to cash flow. In an effort to survive I have been drastically cutting back on all expenditures on my dairy and with my living expenses.

In my attempt to satisfy the requirements of the WMP of the usage of a certified engineer to do the storage capacity and flood protection requirements I have received fee estimates that range in price from five thousand dollars up to twenty five thousand dollars with some requiring an initial fifty percent deposit being given before any work would be started. At this time, I can find no feasible way in which I can afford to employ one of these certified engineers.

If the Regional Water Quality Control Board would adopt the amending of the due dates for the WMP it would give me the chance and ability to make a cash flow that would necessitate the budgeting of funds for the employment of a certified engineer who would then be able to help me satisfy the requirements of the WMP.

I thank you for your time and consideration.

Sincerely yours,

Patrick Fagundes

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